AMENDMENT

Please amend the above-referenced patent application as follows:

In The Claims

Amended Claims 1-6 and 8-11 are as follows; and, in accordance with 37 C.F.R §1.121(c)(5), new claim 12 is added herein as follows. This listing of claims will replace all prior versions and listings of claims in the application.

Appendix A hereto complies with 37 C.F.R §1.121(c)(3), requiring that the text of all pending claims *not* being currently amended be presented in a claim listing in clean version.

1. (Previously Amended) A fusion protein comprising a ubiquitin insert protein having an insert regulatory domain lying between an amino terminal and a carboxyl terminal of the ubiquitin insert protein; and, a barnase target protein having a surface loop that begins at an alpha carbon of an initial amino acid of the surface loop and terminates at an alpha carbon of a terminal amino acid of the surface loop, the surface loop comprising a cytotoxic target domain of the barnase target protein, wherein, the ubiquitin insert protein is inserted at a point within the surface loop between the alpha carbon of the initial amino acid of the surface loop and the alpha carbon of the terminal amino acid of the surface loop, such that an amino-carboxyl length of the ubiquitin insert protein is at least two-

times greater than an alpha-carbon-alpha-carbon length of the barnase target protein.

2 (Previously Amended) The fusion protein of claim 1, wherein the insert regulatory domain exists in either a folded or unfolded conformation and the target cytotoxic domain exists in either a folded or unfolded conformation, the insert regulatory domain and the target cytotoxic domain comprising a cooperative and reversible conformational equilibrium such that if the insert regulatory domain is in its folded conformation, the target cytotoxic domain is in its unfolded conformation and vice versa.

3. (Previously Amended) The fusion protein of claim 2, wherein the target cytotoxic domain folds under the influence of a first controllable effector signal, and the iinsert regulatory domain folds under the influence of a second controllable effector signal.

4. (Previously Amended) The fusion protein of claim 3, wherein the first controllable effector signal is selected from the group comprising ligand binding, pH, and temperature ~~, chemical denaturants, or mutations~~ in either the insert domain or the target domain.

5. (Previously Amended) The fusion protein of claim 3, wherein the second controllable effector signal is selected from the group comprising ligand binding, pH, and temperature ~~, chemical denaturants, or mutations~~ in either the insert domain or the target domain.

6. (Previously Canceled)

7. (Previously Canceled)

8. (Previously Canceled)

9. (Previously Canceled)

10. (Previously Amended) The fusion protein of claim 2, wherein the insert protein comprises human ubiquitin, the insert regulatory domain comprises a regulatory domain of human ubiquitin, the target protein comprises barnase, the target cytotoxic domain comprises a cytotoxic domain of barnase, the amino-carboxyl length is about 38 Å, the initial amino acid of the surface loop comprises proline in the number 64 position ("Pro64"), the terminal amino acid of the surface loop comprises threonine in the number 70 position ("Thr70"), and the alpha-carbon-alpha-carbon length is about 10.4 Å.

11. (Previously Amended) The fusion protein of claim 10 wherein the regulatory domain of human ubiquitin and the cytotoxic domain of barnase comprise ~~a cooperative and reversible conformational equilibrium~~ either a folded or unfolded conformation which ~~conformational equilibrium~~ folded or unfolded conformation is subject to the influence of the controllable first and second effector signals.

12. (New) A method for the production of the fusion protein of claim 1 comprising the steps of:

a. selecting a linker containing first and second restriction sites between a Lys66 and a Ser67 codon of a barnase gene;

b. using said first and second restriction sites of said linker to operationally insert a ubiquitin gene between two amino-acid codons of said linker, thereby creating a ubiquitin-barnase fusion gene;

c. fully sequencing said ubiquitin-barnase fusion gene to verify its integrity;

d. using enzymes to operationally insert said ubiquitin-barnase fusion gene into any plasmid of a BL21 (DE3) family, thereby creating an interim ubiquitin-barnase fusion expression plasmid;

e. operationally inserting a gene for barstar and its natural promoter from *Bacillus amyloliquifaciens* into said interim ubiquitin-barnase fusion expression plasmid, thereby creating a ubiquitin-barnase fusion-barstar complex plasmid;

f. cloning said gene for barstar into a T7 promoter-containing plasmid conferring resistance to an antibiotic other than ampicillin onto cells transformed by said T7 promoter-containing plasmid, thereby creating a barstar plasmid;

g. transforming *E. coli BL21* (DE3) cells grown at about 20 to 37 degrees C in any medium compatible with E. coli growth using both said barstar plasmid and said ubiquitin-barnase fusion-barstar complex plasmid, and inducing said *E. coli* BL21 (DE3) cells with about 100 mg/L isopropyl b-D-thiogalactopyranoside;

h. harvesting said transformed *E. coli* cells by centrifugation after about 2 to 12

hours; after said induction;

i. placing said harvested *E. coli* cells in10 mM sodium phosphate at a pH of 7.5, thereby creating a solution of harvested *E. coli* cells;

j. lysing said solution of harvested *E. coli* cells by repeated freeze-thaw cycles in the presence of about 10mg/liter lysozyme, thereby creating a lysate;

k. adding about 10 mg/liter DNase I to reduce the viscosity of said lysate;

l. centrifuging said reduced viscosity lysate to remove insolubles, thereby forming a supernatant;

m. adding about 8 M urea to said supernatant to dissociate bound barstar;

n. Removing said dissociated barstar from said supernatant by passing said supernatant through an anion exchange chromatography resin to yield a solution;

o. loading said solution onto a cation exchange column;

p. washing said solution with about 10 mM sodium phosphate (pH about 7.5) and about 6 M urea;

q. eluting said solution using a 0 to 0.2 M NaCl gradient;

r. Removing said urea from said dilution by dialysis against double-distilled water to yield ubiquitin-barnase fusion protein.

REMARKS

The status of the application is as follows:

Original Claims 1-12 were presented for prosecution.

Original Claims 7 and 12 were withdrawn from consideration by the Examiner as being drawn to non-elected subject matter, and were cancelled by the Applicant.